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Date:

August 21, 2001

By:

Lynne B. Anderson

Attorney Docket No.: 0450-0033.30  
Applicant: Patrick L. Iversen  
Serial No.: 09/754,468  
Filing Date: January 4, 2001  
For: ANTISENSE ANTIBACTERIAL CELL  
DIVISION COMPOSITION AND METHOD

TECH CENTER 1600/2900

AUG 31 2001

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Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

1. Transmitted herewith are the following:
  - ☒ An Amendment
  - ☒ Sequence Listing on CD-Rom and diskette, with Matching Declaration under 37 CFR 1.821.
  - ☒ Petition for 1-month time extension.
2. Entity Status
  - ☒ Small Entity Status is proper for this case.
3. Conditional Petition for Extension of Time:  
An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.
4. Provisional Fee Authorization  
Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-0665.

Respectfully submitted,

LeeAnn Gorthey

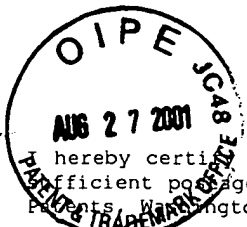
LeeAnn Gorthey

Registration No. 37,337

Date: 8-21-01

Correspondence Address:

Phone: (650) 838-4403  
Customer No. 22918



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By:

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#6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Patrick L. Iversen

SERIAL No.: 09/754,468

FILED: January 4, 2001

FOR: ANTISENSE ANTIBACTERIAL CELL  
DIVISION COMPOSITION AND METHOD

EXAMINER: Zara

ART UNIT: 1635

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TECH CENTER 1600/2900

Declaration Under 37 CFR §1.821

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, LeeAnn Gorthey, declare and affirm as follows:

1. I am an agent for the applicant.
2. The floppy disc which accompanies this Declaration contains the required sequence listing.
3. The sequence listing recorded on said disc matches the Sequence Listing on CD-ROM accompanying this Declaration.
4. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

LeeAnn Gorthey  
LeeAnn Gorthey

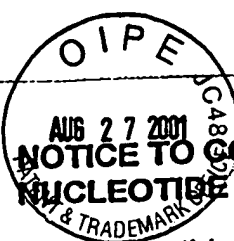
Registration No. 37,337

Date:

8-21-01

Correspondence Address:

Customer No. 22918



COPY

Application No.: 09/754,468

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: \_\_\_\_\_

**Applicant Must Provide:**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216  
For CRF Submission Help, call (703) 308-4212  
PatentIn Software Program Support (SIRA)

Technical Assistance.....703-287-0200  
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